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FROM: Winston Hsu, PATENT AGENT, REG. NO. : 41,526

SERIAL NO.: 09/330,034

ATTORNEY DOCKET NO.: PMXP0074USA

**SUBJECT: Petition to Withdraw Holding of
Abandonment Under 37 CFR §1.181**

TOTAL PAGES: 8 PAGES (INCLUDING COVER PAGE)

Winston Hsu 2004/10/27

PMXP0074USA

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PTO/SB/97 (09-04)

Approved for use through 07/31/2008. OMB 0851-0031

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- | | |
|--|---------|
| (1) A Transmittal Form | 1 PAGE |
| (2) A Fee Transmittal Form | 1 PAGE |
| (3) A Petition | 2 PAGES |
| (4) A Copy of Patent Application Information Retrieval | 1 PAGE |
| (5) A Copy of The Docket Record | 1 PAGE |

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/21 (09-04)

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/330,034	
	Filing Date	06/11/1999	
	First Named Inventor	Min-Chen Hsu	
	Art Unit	Unknown	
	Examiner Name	Unknown	
Total Number of Pages in This Submission	6	Attorney Docket Number	PMXP0074USA

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1. A Copy of Patent Application Information Retrieval 2. A Copy of The Docket Record
Remarks Petition to Withdraw Holding of Abandonment Under 37 CFR 1.181		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	North America Intellectual Property Corporation		
Signature	<i>Winston Hsu</i>		
Printed name	Winston Hsu		
Date	October 27, 2004	Reg. No.	41,526

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Signature			
Typed or printed name		Date	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (10-04)

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**FEE TRANSMITTAL
for FY 2005**

Effective 10/01/2004. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT**(\$)**0.00****Complete if Known**

Application Number	09/330,034
Filing Date	06/11/1999
First Named Inventor	Min-Chen Hsu
Examiner Name	Unknown
Art Unit	Unknown
Attorney Docket No.	PMXP0074USA

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:

Deposit Account Number	50-3105
Deposit Account Name	North America Intellectual Property Corp.

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) or any underpayment of fee(s)☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 790	2001 395	Utility filing fee	
1002 350	2002 175	Design filing fee	
1003 550	2003 275	Plant filing fee	
1004 790	2004 395	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1)			(\$)0.00

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20** =	X	
Multiple Dependent	-3** =	X	

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 88	2201 44	Independent claims in excess of 3
1203 300	2203 150	Multiple dependent claim, if not paid
1204 88	2204 44	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)(\$)**0.00**

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for <i>ex parte</i> reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 430	2252 215	Extension for reply within second month	
1253 880	2253 490	Extension for reply within third month	
1254 1,530	2254 765	Extension for reply within fourth month	
1255 2,080	2255 1,040	Extension for reply within fifth month	
1401 340	2401 170	Notice of Appeal	
1402 340	2402 170	Filing a brief in support of an appeal	
1403 300	2403 150	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	Petition to revive - unintentional	
1501 1,370	2501 685	Utility issue fee (or reissue)	
1502 490	2502 245	Design issue fee	
1503 660	2503 330	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(g)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 790	2809 395	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 790	2810 395	For each additional invention to be examined (37 CFR 1.129(b))	
1801 790	2801 395	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)(\$)**0.00****SUBMITTED BY**

Name (Print/Type)	Winston Hsu	Registration No. (Attorney/Agent)	41,526	Telephone	888-2-89237350
Signature	<i>Winston Hsu</i>	Date	October 27, 2004		

(Complete if applicable)

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OCT 26 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

5 Applicant: Min-Chen Hsu et al.

Examiner: Unknown

Filing Date: 06/11/1999

Art Unit: Unknown

App. No.: 09/330,034

Docket No.: PMXP0074USA

10 Title: SUPPORTING APPARATUS

To: Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

15

Subject: Petition to Withdraw Holding of Abandonment Under 37 CFR
1.181

Dear sir/Madam,

20

The following is a petition to withdraw holding of abandonment for the
above-identified application under 37 CFR 1.181 as per MPEP 711.03 (c) (I) .

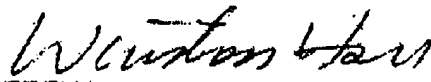
The applicant had a telephone interview with the officer in the OIPE at
25 09/10/2004 because the applicant didn't received the Filing Receipt since filing the
above-identified application on 06/11/1999. The officer indicated that the present
application had become abandoned.

However, a search of the file jacket and docket records attests to the fact that the
30 applicant has not received any Office communication or action (including the Notice
of Abandonment) since filing the present application on 06/11/1999 except a Notice of
Recordation of Assignment Document mailed on 08/24/1999 (Appendix 1). On

09/20/2004, the USPTO's PAIR system was utilized to perform a check of the present application. But the applicant couldn't get any information from the USPTO's PAIR system (the screen message showed on Appendix 2). Accordingly, till now, the applicant still has no idea about "when" and "why" the present application was
5 abandoned.

Due to the above, and with regards to MPEP 711.03 (c) (I), the applicant respectfully requests that the holding of abandonment of the present application be withdrawn. Further, the applicant politely requests that a copy of said all Office
10 communications or actions missed by the applicant be remailed and that the period for reply to said all Office communications or actions be reset so that a proper response may be provided.

15 Respectfully submitted,



Date: October 27, 2004

Winston Hsu, Patent Agent No. 41,526

20 P.O. BOX 506

Merrifield, VA 22116

U.S.A.

Facsimile: 806-498-6673

e-mail : winstonhsu@naipo.com

25 (Please contact me by e-mail if you need a telephone communication and I will return your call promptly.)

本所案號: PMx-P0074-USA 名稱: Supporting apparatus
 客戶案號: USI-218
 國外案號: _____
 專利案號: 09/330,034 申請日期: 6/11/99 專利日期: _____

文件編號	日期	記錄人	項目	摘要
	99' 1/8	林	From 2.1	摘要
	99' 3/24	Sophie		claim 翻譯
	99' 3/29	Winston		claim editing / hr.
	99' 5/7	Sophie		技術方案
				→ 1.1
	99' 5/20	Sophie		技術方案
	5/20	林	To 劉志峰	確認內容
	6/1	林	From "	可送件 (提供資料)
	6/1	林	To PTO	送件
	9/20	自	From PTO	Recording information
	1/19	林	To 陳嘉茵	I.D.S. 通知單 (前 12/18/00)
	2001 2/12		To PTO	補正
	2001 2/19	Conchie	From PTO	補正
		Conchie		補正
	3/14	Conchie	To 林	確認內容
	3/22	Conchie	From "	可送件 1/8 補正資料
	4/10/02	Nettessa	To PTO	送件

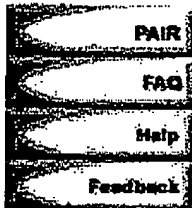
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United States Patent and Trademark Office

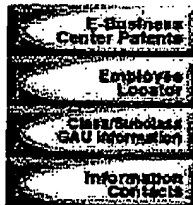
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that is not yet available for public inspection.

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